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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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12 DOUGLAS WAYNE PERRY, a
California Resident d.b.a.
13 Click 1003,

CIV. S-04-0868-DFL-PAN-PS

14 Plaintiff,

15 v.

ORDER

16 PAUL and SUZIE ZUPAN, et al.,

17 Defendants.
18 _____/

19 This matter was referred to the Honorable Peter A.
20 Nowinski, United States Magistrate Judge, pursuant to 28 U.S.C.
21 §§ 636, et seq., and Local Rule 72-302. On November 10, 2005,
22 Judge Nowinski recommended that defendants' motions for summary
23 judgment be denied. No objections to the findings and
24 recommendation have been filed.

25 The court has reviewed the file and finds the findings
26 and recommendations to be supported by the record and by the

1 magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED
2 that:

3 1. The Findings and Recommendations filed November 10,
4 2005, are adopted in full; and

5 2. Defendants Suzie Zupan's and Paul Zupan's motions
6 for summary judgment are denied.

7 DATED: 3/16/2006

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10 DAVID F. LEVI
11 United States District Judge
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